

JUN 21 2004

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| <b>CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8</b><br>I hereby certify that this correspondence, totaling 8 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-872-8308 (Central number) on the below date:<br>Date: <u>6-21-04</u> Name: <u>Shirley Courty</u> Signature: <u>Shirley Courty</u> |  |  |
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|---------|
| BRINKS  |
| HOFER   |
| GILSON  |
| & LIONE |

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Helmut Fennel, et al.  
 Appln. No.: 09/936,638  
 Filed: December 12, 2002  
 For: METHOD FOR DETERMINING  
 PARAMETERS

Examiner: Andre K. Jackson  
 Art Unit: 2856

Attorney Docket No: 10543-032

MS Amendment  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

## Attached is/are:

- ☒ AMENDMENT  
☐ Return Receipt Postcard

## Fee calculation:

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

|   | Claims Remaining After Amendment |       | Highest No. Previously Paid For | Present Extra | Small Entity |           | or    | Not a Small Entity |           |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|-------|--------------------|-----------|
|   |                                  |       |                                 |               | Rate         | Add'l Fee |       | Rate               | Add'l Fee |
| Total                                     | 11                               | Minus | 20                              | 0             | x \$9=       |           |       | x \$18=            |           |
| Indep.                                    | 2                                | Minus | 3                               | 0             | x 43=        |           |       | x \$86=            |           |
| First Presentation of Multiple Dep. Claim |                                  |       |                                 |               | + \$145=     |           |       | + \$290=           |           |
| Total                                     |                                  |       |                                 |               | \$           |           | Total |                    | \$        |

## Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ to cover the above-identified fee(s) is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

6/21/04

Respectfully submitted,

Michael N. Spink  
 Michael N. Spink (Reg. No. 47,107)

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Attorney Docket No.: 10543-032

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Helmut Fennel, et al.

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**REPLY UNDER 37 C.F.R. 1.111**

Commissioner for Patents  
U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed April 27, 2004, please amend the above-identified application as follows:

- I. **Listing of Claims**, beginning on page 2
- II. **Remarks**, beginning on page 5.



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